

Exhibit E

compliance with the provisions of 37 CFR 1.97 and the information disclosure statement is being considered by the examiner.

Specification

4. The specification is objected to as failing to provide proper antecedent basis for the claimed subject matter. See 37 CFR 1.75(d)(1) and MPEP § 608.01(o). Correction of the following is required: The "an intermediate volume" of part h of Claims 48 and 71 does not appear to be supported by the specification. As a result, it is renders the language unclear as to what constitutes "an intermediate volume" and also as to during which part of the packaging process it exists. For purposes, it is considered to be a volume that exists during the stage of actually evacuating air from the package to reduce the nominal volume of the diaper to the reduced volume.

5. The amendment filed 3/4/05 is objected to under 35 U.S.C. 132(a) because it introduces new matter into the disclosure. 35 U.S.C. 132(a) states that no amendment shall introduce new matter into the disclosure of the invention. The added material which is not supported by the original disclosure is as follows:

a) The paragraph describing a vacuum-packing method and added to the specification on page 9, lines 2-17 is noted by the applicant to be supported by incorporated material of the provisional application to which the present invention claims benefit (US 60/451,433). However, the closest support within US 60/451,433 for this new paragraph of the current application appears to be "Step 6" under "Specification for a Method for Miniaturizing a Diaper by Folding and Vacuum Sealing." This step makes

reference to Pictures 1 and 12-15, which are unclear photographs. Furthermore, color photographs and color drawings are not accepted unless a petition filed under 37 CFR 1.84(a)(2) is granted. Any such petition must be accompanied by the appropriate fee set forth in 37 CFR 1.17(h), three sets of color drawings or color photographs, as appropriate, and, unless already present, an amendment to include the following language as the first paragraph of the brief description of the drawings section of the specification:

The patent or application file contains at least one drawing executed in color. Copies of this patent or patent application publication with color drawing(s) will be provided by the Office upon request and payment of the necessary fee.

Color photographs will be accepted if the conditions for accepting color drawings and black and white photographs have been satisfied. See 37 CFR 1.84(b)(2).

The provisional seems to provide some support for the method paragraph added to the specification, but fails to fully support it, due mainly to the lack of clarity of the provisional application. The applicant needs to specifically point out the material in the provisional that supports the newly added paragraph on page 9 of the amended specification.

b) On page 5, lines 4-10 and page 11, line 30—page 12, line 12, the applicant has amended that specification to add, remove, and interchange various references to volume and density. Although influenced by one another, volume and density are distinctly different units of measure, and, therefore, not readily interchangeable. Thus, the current amendments are considered to result in a change in the scope of the original disclosure.

Applicant is required to cancel the new matter in the reply to this Office Action.